

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 15 September 1960

25X1 1. Mr. George Lynch of HCUA called again today to ask if I had been able to clear our security regulations for inspection by HCUA. I told him I had not been able to reach the Director who had been tied up all morning. Mr. Lynch said their request was a routine one to all interested agencies and that the regulations from the other agencies were coming in.

I checked with Mr. Leonard Niederlehner, Deputy General Counsel, DOD, who said that they had seen no reason to raise the issue of the Committee's jurisdiction in this respect and since most of their regulations were unclassified they were sending them down. Some of their regulations relating to USIB clearances were classified and they were deleting the reference in these cases. He said at a meeting yesterday between Attorney General Rogers; Mr. J. Vincent Burke, General Counsel, DOD; and Messrs. Jerry Morgan and Dave Kendall of the White House, the HCUA investigation had been discussed and the emphasis was placed on keeping it from developing into an investigation of substantive intelligence matters. This group did not consider specifically the request for the regulations but Niederlehner thought the sense of the meeting would not prevent delivery of the regulations.

I talked to Colonel Edwards who said he was not particularly concerned about the regulations from the point of view of security. Therefore, I talked with Mr. Kirkpatrick saying it looked as if the best solution might be to have Mr. Lynch come down here informally and discuss the regulations with him.

I talked to Judge Walsh, Deputy Attorney General, and his feeling was that if we did not have a really serious security problem they would not want to raise the question of the jurisdiction of HCUA if it could be avoided. He felt that if we could work out an informal review of the regulations by the HCUA staff it would be the best solution.

Mr. Kirkpatrick told me that the Director felt it would be all right to brief the HCUA staff on the regulations but he wished to see them. I went over the pertinent regulations with the Director and stated in my opinion they were in good form for presentation to the

staff but that additional briefing was needed to bring out the part played by the polygraph and to emphasize the coordination between the Medical Staff and the Office of Security, particularly in the psychiatric area where medical-security problems arose. The Director approved an informal briefing.

For about an hour I discussed the regulations with George Lynch, who took some short notes on some of the pertinent points such as criteria for employment, the use of the polygraph, and termination authorities and regulations. He did not ask to keep any documentation and said he probably would not need it. He merely proposed to brief the Chairman of HCUA on security procedures and practices with regard to personnel security for background for the hearings beginning on Friday, 16 September. He seemed impressed by the detail contained in the regulations--the attention to particular problems such as marriage to aliens, foreign travel, and relatives residing abroad. He had not been aware of the part played by the polygraph and he said he was particularly struck by our attention to the psychiatric aspects of personnel security. He commented favorably on the Director's termination authority and asked a few questions as to how it was used, having been, according to his own statement, a Security Officer in the Veterans' Administration who had handled loyalty cases under EO 10450 and had some familiarity with the problems involved. I asked that if the Committee proposed to publish any comments on the Agency's security program or practices that we be permitted to see it before publication. He said he doubted whether anything would be published but if so he would note my request to the Chairman. He asked me two or three times if NSA followed practices and techniques similar to ours. I answered that I had no personal knowledge of NSA's personnel security program.

25X1 2. [] Picked up from the House Committee on Un-American Activities a copy of the transcript of [] testimony. Copies will be made available to the State Department through CDC-DD/P. 25X1

25X1 3. [] Delivered the Director's letter for Senator Fulbright, Chairman, Senate Foreign Relations Committee, to Mr. Carl Marcy, Chief of Staff, Senate Foreign Relations Committee. Mr. Marcy indicated that the Senator's chief concern was not the [] case (complaint of an individual that he had been requested to spy by [] but rather to assure himself that the Agency was not imposing intelligence 25X1

Journal - Office of Legislative Counsel

15 September 1960